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TRANSMITTAL FORM

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		Application Number	10/657,886-Conf. #2621
		Filing Date	September 9, 2003
		First Named Inventor	Mark K. Hennig
		Art Unit	3617
		Examiner Name	F. F. Jules
Total Number of Pages in This Submission		Attorney Docket Number	HO-P02832US0

ENCLOSURES (Check all that apply)

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<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
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<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Comments on Statement of Reasons for Allowance Part B-Fee(s) Transmittal Return Receipt Postcard
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	FULBRIGHT & JAWORSKI L.L.P.		
Signature			
Printed name	Edward D. Steakley		
Date	January 24, 2005	Reg. No.	47,964



Application No. (if known): 10/657,886

Attorney Docket No.: HO-P02832US0

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Docket No.: HO-P02832US0
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Mark K. Hennig et al.

Allowed: November 23, 2004

Application No.: 10/657,886

Confirmation No.: 2621

Filed: September 9, 2003

Art Unit: 3617

For: WHEEL END ASSEMBLY HIGH-
TEMPERATURE WARNING SYSTEM

Examiner: F. F. Jules

**COMMENTS ON STATEMENT OF REASONS
FOR ALLOWANCE UNDER 37 CFR §1.104(E)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant has received the Examiner's Statement of Reasons for Allowance with the November 23, 2004 Notices of Allowance and Allowability regarding the above-identified application. Entry of the Statement into the record should not be construed as any agreement with or acquiescence in the reasoning stated by the Examiner. Each of the claims stands on its own merits and is patentable because of the combination it recites and not because of the presence or absence of any one particular element.

The Examiner's Statement was not prepared by Applicant and only contains the Examiner's possible positions in one or more reasons for allowability. Thus, any interpretation with respect to the Examiner's Statement of Reasons for Allowance should not be imputed to the Applicant. The Naedler, Koustron *et al.*, and Ploeger references are discussed below.

Naedler (U.S. 6,401,743) is directed to an automatic tire inflation system and is directed to a pneumatic valve for controlling the air to the system. This patent has nothing to do with temperature warning or temperature measuring and is only directed to controlling the

air pressure to the tire. Moreover, Naedler does not disclose the recited temperature warning structure as claimed by Applicant.

The reference to Kostroun et al. (U.S. 3,645,479) discloses a temperature sensing valve on an aircraft tire which will release the air pressure in the tire and activate a warning device when a predetermined temperature level is sensed. This system does not monitor the temperature of the aircraft bearings or axle. Moreover, Kostroun does not disclose a temperature-sensing valve mounted on an axle. Kostroun has a temperature-sensing valve mounted on each aircraft **tire**, which teach away from Applicant's claimed invention.

Ploeger (U.S. 4,058,185) discloses an automatic lubricator for wheel bearings having a heat responsive member and an end cap to release lubricant in response to high lubricant temperature and provide an indication of that release. Moreover, Ploeger does not disclose the recited temperature warning structure as claimed by Applicant.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2375, under Order No. HO-P02832US0 from which the undersigned is authorized to draw.

Dated: Jan. 24, 2005

Respectfully submitted,

By E.D. Steakley
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